

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
-----X  
STOREY CONSTRUCTION CO., INC.,

Plaintiff,

08 Civ. 00976 (GBD)

-against-

M&I MARBLE WORKS LTD., d/b/a  
MARBLE SOLUTIONS,

Defendant.

**MOTION TO ADMIT  
COUNSEL PRO HAC VICE**

Pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the  
Southern and Eastern Districts of New York, I, Diane K. Kanca, a member in good standing of  
the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of

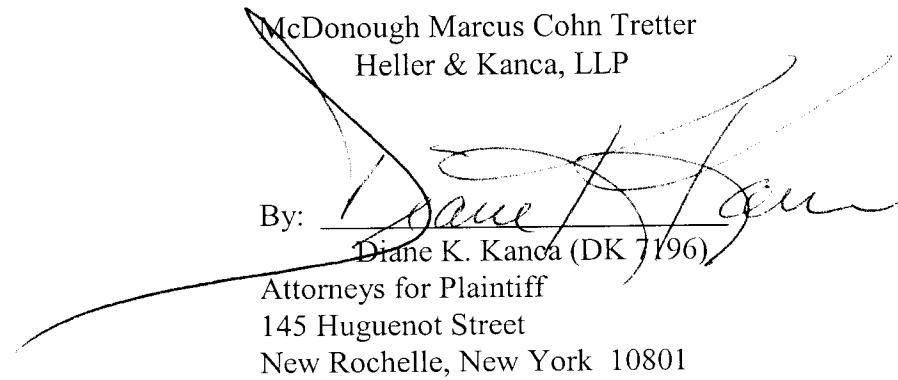
R. Miles Stanislaw, Esq.  
Stanislaw Ashbaugh  
Columbia Center  
701 Fifth Avenue, Suite 4400  
Seattle, Washington 98104  
Telephone: (206) 386-5900, Fax: (206) 344-7400

R. Miles Stanislaw is a member in good standing of the Bar of the State of Washington.  
There are no pending disciplinary proceedings against R. Miles Stanislaw in any State or  
Federal Court.

Dated: Westchester, New York  
March 17, 2008

Respectfully submitted,

McDonough Marcus Cohn Tretter  
Heller & Kanca, LLP

By:   
Diane K. Kanca (DK 7196)  
Atorneys for Plaintiff  
145 Huguenot Street  
New Rochelle, New York 10801  
(914) 632-4700

To: Michael J. Siris, Esq.  
Solomon & Siris, P.C.  
50 Charles Lindbergh Boulevard, Suite 505A  
Uniondale, New York 11553  
(516) 228-9350

MAR 18 2008

001 025-645098

2008 MAR 18 PM 2:37  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
FILED COURT

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

STOREY CONSTRUCTION CO., INC.,

Plaintiff,

08 Civ. 00976 (GBD)

-against-

M&I MARBLE WORKS LTD., d/b/a  
MARBLE SOLUTIONS,

**AFFIDAVIT OF DIANE K. KANCA  
IN SUPPORT OF MOTION TO  
ADMIT COUNSEL PRO HAC VICE**

Defendant.

-----X

STATE OF NEW YORK )  
                          )  
                          ss:  
COUNTY OF WESTCHESTER )

DIANE K. KANCA, being duly sworn, hereby deposes and says as follows:

1. I am counsel for Plaintiff STOREY CONSTRUCTION CO.. INC., in the above-captioned action. I am familiar with the proceedings in this case. I submit this affidavit based on my knowledge of the facts and in support of the Motion to Admit R. Miles Stanislaw as counsel *pro hac vice* to represent Plaintiff Storey Construction Co., Inc. in this case.

2. I am a member in good standing of the bar of the State of New York and was admitted to practice law in 1983. I also was admitted to the bar of the United States District Court for the Southern District of New York in 1984, and am in good standing with this Court, as well.

3. Mr. Stanislaw is an attorney with Stanislaw Ashbaugh, LLP in Seattle, Washington.

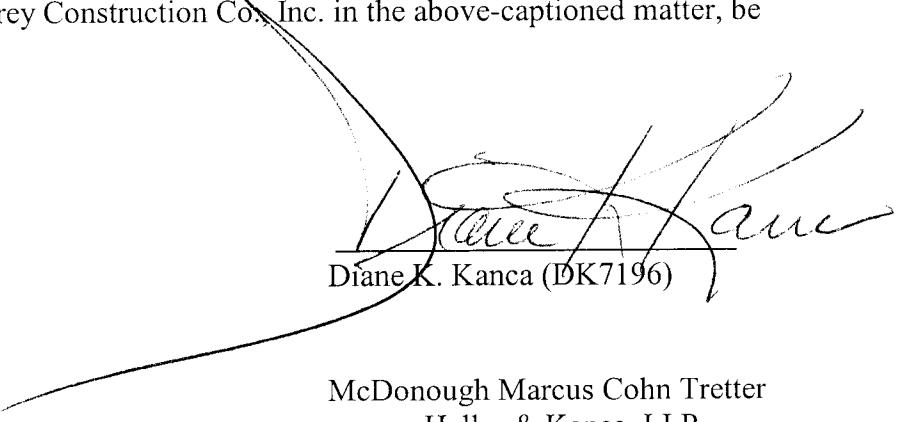
4. Mr. Stanislaw was previously admitted *pro hac vice* in this Court in 2004, and

tried a case here in 2005. I have found Mr. Stanislaw to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure. I attach as Exhibit A a copy of Mr. Stanislaw's Certificate of Good Standing for the State of Washington.

5. Accordingly, I am pleased to move the admission of R. Miles Stanislaw, *pro hac vice*.

6. I respectfully submit a proposed order granting the admission of R. Miles Stanislaw, *pro hac vice*, which is attached as Exhibit B, and have enclosed the appropriate fee of \$25.00.

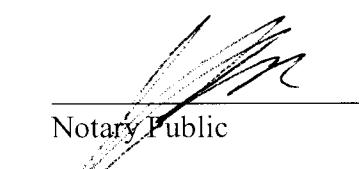
**WHEREFORE**, I respectfully request that the motion to admit R. Miles Stanislaw, *pro hac vice*, to represent Plaintiff Storey Construction Co., Inc. in the above-captioned matter, be granted.



Diane K. Kanca (DK7196)

McDonough Marcus Cohn Tretter  
Heller & Kanca, LLP  
145 Huguenot Street  
New Rochelle, New York 10801  
(914) 632-4700

Sworn to before me this  
17th day of March, 2008



Notary Public

JEFFREY S. PESKE  
Notary Public, State of New York  
No. 02PE6104075  
Qualified in Westchester County  
Commission Expires Jan. 12, 2012

**IN THE SUPREME COURT OF THE STATE OF WASHINGTON**

IN THE MATTER OF THE ADMISSION )  
OF ) BAR NO. 529  
RICHARD MILES STAINISLAW )  
TO PRACTICE IN THE COURTS OF THIS STATE )  
CERTIFICATE OF GOOD  
STANDING

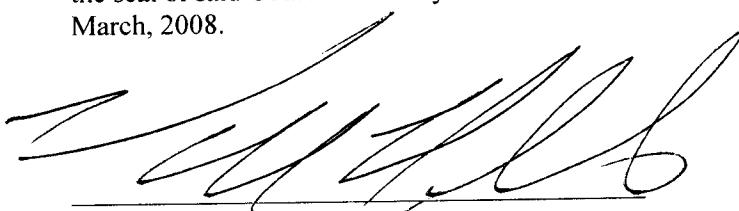
---

I, Ronald R. Carpenter, Clerk of the Supreme Court of the State of Washington, hereby certify

RICHARD MILES STAINISLAW

was regularly admitted to practice as an Attorney and Counselor at Law in the Supreme Court and all the Courts of the State of Washington on September 22, 1967, and is now and has continuously since that date been an attorney in good standing, and has a current status of active.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 3<sup>rd</sup> day of March, 2008.



Ronald R. Carpenter  
Supreme Court Clerk  
Washington State Supreme Court



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

STOREY CONSTRUCTION INC.,

Plaintiff,

08 Civ. 00976 (GBD)

-against-

M&I MARBLE WORKS LTD., d/b/a  
MARBLE SOLUTIONS,

Defendant.

-----X

**ORDER FOR ADMISSION  
*PRO HAC VICE*  
ON WRITTEN MOTION**

Upon the motion of Diane K. Kanca, attorney for plaintiff Storey Construction, Co., Inc and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

R. Miles Stanislaw, Esq.  
Stanislaw Ashbaugh  
Columbia Center  
701 Fifth Avenue, Suite 4400  
Seattle, Washington 98104  
Telephone: (206) 386-5900, Fax: (206) 344-7400

is admitted to practice *pro hac vice* as counsel for plaintiff Storey Construction Co., Inc. in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

Dated: March 17, 2008

By: \_\_\_\_\_

George B. Daniels  
United States District Judge

**AFFIDAVIT OF SERVICE BY MAIL**

STATE OF NEW YORK )  
COUNTY OF WESTCHESTER )ss.:

**JYL NELSON WALTERS**, being duly sworn, deposes and says  
that deponent is not a party to the action, is over 18 years of age and resides in Mahwah, New Jersey 07430. That on the 17th day of March 2007, deponent served the within **MOTION AND PROPOSED ORDER** via First Class Mail upon:

Michael J. Siris, Esq.  
Solomon & Siris, P.C.  
50 Charles Lindbergh Boulevard, Suite 505A  
Uniondale, New York 11553  
(516) 228-9350

by depositing a true copy of same enclosed in a postpaid properly addresses wrapper in an official depository box under the exclusive care and custody of the United States Post Office Department within the State of New York.



JYL NELSON WALTERS

Sworn to before me this  
17th day of March 2007

  
\_\_\_\_\_  
Notary Public

JEFFREY S. PESKE  
Notary Public, State of New York  
No. 02PE6104075  
Qualified in Westchester County  
Commission Expires Jan. 12, 2008